

DOCKET NO. NIH-0376

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Alexander C. SCHMIDT, Mario H.  
SKIADOPOULOS, Peter L. Collins, Brian R.  
MURPHY, Jane E. BAILLY and Anna P.  
DURBIN

Group Art Unit: not yet known

Examiner: not yet assigned

Intl. Appln. No.: PCT/US00/17066

Intl. Filing Date: 16 June 2000

For: ATTENUATED HUMAN-BOVINE  
CHIMERIC PARAINFLUENZA VIRUS  
(PIV) VACCINES

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; and

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a

☒ Utility Patent ☐ Design Patent

is sought on the invention, whose title appears above, the specification of which:

- ☐ is attached hereto.
- ☒ was filed on 16 June 2000 as International Application  
No. PCT/US00/17066.
- ☐ said application having been amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified

PATENT

- 2 -

DOCKET NO. NIH-0376

specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to be material to the patentability of this application in accordance with 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a-d) of any **foreign application(s)** for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of any application on which priority is claimed:

Priority Claimed (If X'd)	Country	Serial Number	Date Filed
<input type="checkbox"/>	_____	_____	_____
<input type="checkbox"/>	_____	_____	_____

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to be material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Serial Number	Date Filed	Patented/Pending/Abandoned
_____	_____	_____
_____	_____	_____

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Serial Number	Date Filed
<u>60/143,134</u>	<u>09 July 1999</u>
_____	_____

PATENT

- 3 -

DOCKET NO. NIH-0376

I hereby appoint the following persons as attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

13

<u>James C. Haight</u>	Reg. No. <u>25,588</u>
<u>David R. Sadowski</u>	Reg. No. <u>32,808</u>
<u>Robert Benson</u>	Reg. No. <u>33,622</u>
<u>Jack Spiegel</u>	Reg. No. <u>34,477</u>
<u>Susan S. Rucker</u>	Reg. No. <u>35,762</u>
<u>Stephen Finley</u>	Reg. No. <u>36,357</u>
<u>Steven Ferguson</u>	Reg. No. <u>38,488</u>
<u>John Peter Kim</u>	Reg. No. <u>38,514</u>
<u>Norbert Pontzer</u>	Reg. No. <u>40,777</u>
<u>Richard U. Rodriguez</u>	Reg. No. <u>45,980</u>
<u>Marlene Shinn</u>	Reg. No. <u>46,005</u>
<u>Catherine M. Joyce</u>	Reg. No. <u>40,668</u>

of the National Institutes of Health, 6011 Executive Boulevard, Suite 325, Rockville, Maryland 20852, and

Jeffrey J. King Reg. No. 38,515  
Reg. No. \_\_\_\_\_

of WOODCOCK WASHBURN LLP, One Liberty Place - 46<sup>th</sup> Floor, Philadelphia, PA 19103.

Address all telephone calls and correspondence to:

Jeffrey K. King  
**WOODCOCK WASHBURN LLP**  
One Liberty Place - 46th Floor  
Philadelphia PA 19103  
Telephone No.: (215) 568-3100  
Facsimile No.: (215) 568-3439

## PATENT

- 4 -

DOCKET NO. NIH-0376

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name: <u>Alexander C. SCHMIDT</u>	<u><i>Alexander C. Schmidt</i></u> Signature
Mailing Address: <u>16 DUNCKER STR.</u> <u>1831 Belmont Road, #203, NW</u> <u>Washington, DC 20009</u> <u>BERLIN, DE</u> <u>USA</u> <u>10437 GERMANY</u>	Date of Signature: <u>03/08/2002</u>
City/State of Actual Residence: <u>Washington, DC</u> <u>Berlin, Germany</u>	Citizenship: <u>United States</u>

Name: <u>Mario H. SKIADOPOULOS</u>	<u><i>Mario H. Skiadopoulos</i></u> Signature
Mailing Address: <u>8303 Aqueduct Road</u> <u>Potomac, MD 20854</u> <u>MD</u> <u>USA</u>	Date of Signature: <u>02/25/2002</u>
City/State of Actual Residence: <u>Potomac, Maryland</u>	Citizenship: <u>United States</u>

Name: <u>Peter L. COLLINS</u>	<u><i>Peter L. Collins</i></u> Signature
Mailing Address: <u>Apartment #401</u> <u>4113 Warner Str.</u> <u>12304 Village Square</u> <u>Kensington</u> <u>MD</u> <u>Rockville, MD 20852</u> <u>MD 20852</u> <u>USA</u>	Date of Signature: <u>02/25/2002</u>
City/State of Actual Residence: <u>Rockville, Maryland</u>	Citizenship: <u>United States</u>

400

Name: <u>Brian R. MURPHY</u>	<u>Brian R. Murphy</u> Signature
Mailing Address: 5410 Tuscarawas Road Bethesda, MD 20816 MD USA	Date of Signature: <u>2/24/02</u>
City/State of Actual Residence: Bethesda, Maryland	Citizenship: <u>United States</u>

500

Name: <u>Jane E. BAILLY</u>	<u>JEB</u> Signature
Mailing Address: 248 Braebrook Avenue Point Clair, Quebec H9R 1V9 CA CANADA	Date of Signature: <u>4/15/02</u>
City/State of Actual Residence: Quebec, Canada	Citizenship: <u>Canadian</u>

600

Name: <u>Anna P. DURBIN</u>	<u>Anna P. Durbin</u> Signature
Mailing Address: 806 Hudson Avenue Takoma Park, MD 20912 MD USA	Date of Signature: <u>3/14/02</u>
City/State of Actual Residence: Takoma Park, Maryland	Citizenship: <u>United States</u>